

A PROCLAMATION, AGAINST PAPISTS.

Edinburgh, the thirteenth day of January, one thousand six hundred and seventy.

CHARLES, By the Grace of GOD, King of Great Britain, France and Ireland, Defender of the Faith; To Our Lovits, Macers or Messengers at Armes, Our

Sheriffs in that part, conjunctly and severally specially constitute, Greeting. Forasmuch, as since the Reformation of Religion, the suppression of Popery, and due punishing of the Advancers and Promoters of the same, have been alwayes carefully looked to, as a special means for preserving and securing of the true Reformed Religion, professed and established within this Our Kingdom: And in order thereto, divers good Laws and Acts of Parliament have been made by Us and Our Royal Ancestors, with the advice of the Estates of Parliament, against Papists; and in special against the saying and ring of Mass, the stay of Jesuites, Mass-Priests and Trafficking-Papists within this Our Kingdom, and their Ressetters: And particularly, by the ninth Act of the first Parliament of King James the sixth, Our Royal Grandfather, it is Statute and Ordained, that none bear publick Office removeable of Judgement, nor be admitted Procurator, Nottar nor Member of Court, unless he profess the true Religion presently established within the Realm, which by the fifth Act of the twentieth Parliament of Our said Grandfather, is extended to all and whatsoever Offices, without any exception or restriction. And by the fourty fifth Act of His third Parliament, the Arch-bishops and Bishops are appointed by themselves and the Ministers, to take up the names of all suspected to be Papists, or that do not communicate in the Sacraments, and to admonish them to recant their Errors, and to give confession of their Faith, and to participate in the Sacraments, and submit themselves to the Discipline of the Church within a certain short space; and in case of failzie, to excommunicate them, and to present the names of the persons disobedient, obstinate or relapse, to the King, that the same might be affixed on the Tolbooth of Edinburgh, and other publick places of Judgement, and these persons declared infamous and unable to stand in Judgement, bear witness, to be Assizers or Witnesses against any professing the true Religion. Likeas, by the first Act of the nineteenth Parliament of Our said Grandfather, all willful ressetters or excommunicate Papists, being at the Horn for that cause, after publication made by the Ministers the time of Preaching or Prayers at the Paroch-kirk where the ressetters dwell for the time, are declared lyable in the penalties following, viz. Every Earl in one thousand pounds, every Lord one thousand merks, every Barron five hundred pounds, every Freeholder three hundred merks, every Yeoman fourty pounds Scots, and every Burgess according to the King and Councils modification. And by the first Act of His twentieth Parliament, all Noblemen and others, who shall direct any Pedagogues with their Sons out of the Countrey, are holden to have a Testimonial from the Bishop of the Diocese where the Pedagogue lately before made his residence, testifying the Pedagogue to be godly, of good Religion, learned and instructed in the same. And in case any Nobleman or other send their Sons out of the Countrey with a Pedagogue wanting such a Testimonial, they are declared to incur the penalties following, viz. Every Earl contraveening five thousand pounds, every Lord five thousand merks, and every Barron three thousand merks, to be applied to His Majesties use. And by the second Act of the same Parliament, it is Ordained, That where Parents send their Sons out of the Countrey, and that they turn Papists, that their Parents find Caution in the Books of Secret Council, under such penalties as they shall modifie, not to entertain or furnish them with any thing, after it be known that they are become Papists, except their reasonable expenses in bringing them home. And by the third Act of the same Parliament, it is Declared, That no persons, excommunicate for not conforming themselves to the Religion presently professed, shall be suffered either in their own persons, or by any others to their behoove, to enjoy the possession of their Land-rents and Revenues, but that the same be intromettet with, and uplifted for His Majesties use. And further, by the thirty fourth Act of the first Session of Our first Parliament, it is Statute and Ordained, That whatsoever person or persons shall hereafter marry, or procure themselves to be married by Jesuites, Priests or any others not authorized by this Kirk, shall be imprisoned for three moneths, and besides shall pay, each Nobleman one thousand pounds, each Barron and Landed-Gentlemen one thousand merks, each Gentleman and Burgess five hundred pounds, each other person one hundred merks, and shall remain in prison until they make payment of these respective penalties, and the Celebrators of these Marriages to be banished the Kingdom. And seing, by reason of the not dye and punctual execution of the saids Laws and Acts of Parliament, occasioned through the late troubles, the number of Papists in this Kingdom is increased, and their insolency risen to such height, that they keep Meetings avowedly in Towns and other places of the Kingdom, for saying and hearing of Mass, to the contempt of Our Authority, the great scandal and prejudice of the true Religion, and discouragement of the Professors thereof: And We, from Our render care of, and zeal to, the true Protestant Religion, whereof We always have given evidence, being desirous to prevent the further growth and increase of so dangerous an evil; Have thought fit, with advice of the Lords of Our Privy Council, to declare Our Royal purpose and resolution, that the Laws and Acts of Parliament abovewritten be carefully obserued and put to due and vigorous execution, and the pains and penalties therein contained, severally inflicted upon the contraveeners of the saids Acts in time coming: Likeas, in pursuance of the saids Acts of Parliament, We Command and Charge all and sundry Jesuites, Priests and Trafficking-Papists; that none of them hereafter say Mass within this Our Kingdom, and that they depart forth thereof, betwixt and the first day of March next, under all highest pains; And inhibits and discharges all Our Lieges of whatsoever quality or degree in time coming, to hear Mass, resset, supply, entertain, furnish meat or drink, or keepe company with any Priests, Jesuites, or Trafficking-Papists; Certifying them, if they contraveen, they shall be lyable to, and incur the penalties, which by the foresaid first Act of the nineteenth Parliament of Our said Grand-father, are provided against wilful ressetters of Excommunicate Papists, according to their several qualities and degrees. And We do declare, that such Persons who shall be married, or procure their Children to be baptised, by Priests, Jesuites or any other not publickly authorized or allowed, shall according to their several qualities and degrees, incur the pains and penalties, which by the foresaid thirty fourth Act of the first Session of Our first Parliament, are appointed in the case of marrying by Priests and Jesuites; which penalties in both these cases, We ordain to be levyed and exacted with all rigour. And further, We do Authorize and Impower the Sheriffs of Shires, Bailiffs of Regalities, Stewarts of Stewartries and their Deputes, Magistrates within Burghs Royal, and all other Ministers of the Law, upon information of Meetings keepeed within their bounds by Papists, sayling and hearing of Mass, to make open and patent the doores of the houses where the saids Meetings are keepeed, and to apprehend Jesuites and Priests they shall find and commit them to prisone, there to remain untill Our Privy Council be acquainted therewith, and order concerning them; and that they likewise seise upon, and secure the rest of the persons present at these Meetings, unless they be caution to compear and answer before the Council for their transgression. And further, We do inhibite and discharge any person or persons, who are of the Popish profession, after the last day of February next, to accept or exercse any publick Imployment or Office, civil or military within this our Kingdom; And particularly, that none of them in time coming, presume to be Judge, Procurator, or Member of Parliament, or to be Sheriffs or Sheriff-deputes, Bailiffs of Baileies or Bailiff-deputes, Stewarts of Stewartries or Stewart-deputes, Justices of Peace, Commissioners of Excise, or for the Militia, Officers of the Militia, Bailiffs of Barronies, Magistrates and Councillors within Burghs, And sicklike, prohibites and discharges any person, having right to any of the saids Offices, to substitute or appoint any person to be their Depute in any of the saids imployments: Certifying them, if they contraveen, they shall incur the pains following, viz. the party accepting or exercsing the said imployment, shall be fined in the sum of one thousand Merks, and the person who substitutes therein, in the sum of two thousand Merks Scots money, the one half thereof to be applyed to Our use, and the other half to the party. And it is hereby Declared, that such persons who are or shall be suspected to be Papists, and shall be questioned thereupon, shall

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And by the forty fifth Act of His third Parliament, the Archbishops and Bishops are appointed by themselves and the Ministers, to take up the names of all suspected to be Papists, or that do not communicate in the Sacraments, and to admonish them to recant their Errors, and to give confession of their Faith, and to participate in the Sacraments, and submit themselves to the Discipline of the Church within a certain short space; and in case of failzie, to excommunicate them, and to present the names of the persons disobedient, obstinate or relapse, to the King, that the same might be affixed on the Tolbooth of Edinburgh, and other publick places of Judgement, and these persons declared infamous and unable to stand in Judgement, bear witness, to be Affizers or Witnesses against any professing the true Religion. 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And in case any Nobleman or other send their Sons out of the Country with a Pedagogue wanting such a Testimonial, they are declared to incur the penalties following, viz. Every Earl contravening five thousand pounds, every Lord five thousand merks, and every Barron three thousand merks, to be applied to His Majesties use. And by the second Act of the same Parliament, it is Ordained, That where Parents send their Sons out of the Country, and that they turn Papists, that their Parents find Caution in the Books of Secret Council, under such penalties as they shall modifie, not to entertain or furnish them with any thing, after it be known that they are become Papists, except their reasonable expenses in bringing them home. And by the third Act of the same Parliament, it is Declared, That no persons, excommunicate for not conforming themselves to the Religion presently professed, shall be suffered either in their own persons, or by any others to their behoove, to enjoy the possession of their Land-rents and Revenues, but that the same be intromettet with, and uplifted for His Majesties use. And further, by the thirty fourth Act of the first Session of Our first Parliament, it is Statute and Ordained, That whatsoever person or persons shall hereafter marry, or procure themselves to be married by Jesuites, Priests or any others not authorized by this Kirk, shall be imprisoned for three moneths, and besides shall pay, each Nobleman one thousand pounds, each Barron and Landed-Gentlemen one thousand merks, each Gentleman and Burges five hundred pounds, each other person one hundred merks; and shall remain in prison until they make payment of these respective penalties, and the Celebrators of these Marriages to be banished the Kingdom. And seeing, by reason of the not due and punctual execution of the saids Laws and Acts of Parliament, occasioned through the late troubles, the number of Papists in this Kingdom is increased, and their insolency risen to such height, that they keep Meetings avowedly in Towns and other places of the Kingdom, for saying and hearing of Mass, to the contempt of Our Authority, the great scandal and prejudice of the true Religion, and discouragement of the Professors thereof: And We, from Our render care of, and zeal to, the true Protestant Religion, whereof We always have given evidence, being desirous to prevent the further growth and increase of so dangerous an evil; Have thought fit, with advice of the Lords of Our Privy Council, to declare Our Royal purpose and resolution, that the Laws and Acts of Parliament abovewritten be carefully observed and put to due and vigorous execution, and the pains and penalties therein contained, severally inflicted upon the contraveeners of the saids Acts in time coming: Likeas, in pursuance of the saids Acts of Parliament, We Command and Charge all and sundry Jesuites, Priests and Trafficking-Papists; that none of them hereafter say Mass within this Our Kingdom, and that they depart forth thereof, betwixt and the first day of March next, under all highest pains; And inhibits and discharges all Our Lieges of whatsoever quality or degree in time coming, to hear Mass, resset, supply, entertain, furnish meat or drink, or keep company with any Priests, Jesuites, or Trafficking-Papists; Certifying them, if they contraveen, they shall be lyable to, and incur the penalties, which by the foresaid first Act of the nineteenth Parliament of Our said Grand-father, are provided against wilful resettlers of Excommunicate Papists, according to their several qualities and degrees. And We do declare, that such Persons who shall be married, or procure their Children to be baptised, by Priests, Jesuites or any other not publickly authorized or allowed, shall according to their several qualities and degrees, incur the pains and penalties, which by the foresaid thirty fourth Act of the first Session of Our first Parliament, are appointed in the case of marrying by Priests and Jesuites; which penalties in both these cases, We ordain to be levyed and exacted with all rigour. And further, We do Authorize and Empower the Sheriffs of Shires, Bailiffs of Regalities, Stewarts of Stewartries and their Deputes, Magistrates within Burghs Royal, and all other Ministers of the Law, upon information of Meetings kepted within their bounds by Papists, for saying and hearing of Mass, to make open and parent the doores of the houses where the saids Meetings are kepted, and to apprehend such Jesuites and Priests they shall find and commit them to prison, there to remain untill Our Privy Council be acquainted therewith, and make order concerning them; and that they likewise seise upon, and secure the rest of the persons present at these Meetings, unless they make caution to compair and answer before the Council for their transgression. And further, We do inhibite and discharge any person or persons, who are of the Popish profession, after the last day of February next, to accept or exercise any publick Imployment or Office, civil or military within this our Kingdom; And particularly, that none of them in time coming, presume to be Judge, Procurator, or Member of Court, or to be Sheriffs or Sheriff-deputes, Bailiffs of Baileys or Bailiff-deputes, Stewarts of Stewartries or Stewart-deputes, Justices of Peace, Commissioners of Excise, or for the Militia, Officers of the Militia, Bailiffs of Barronies, Magistrates and Councillors within Burghs, And sicklike, prohibites and discharges any person, having right to any of the saids Offices, to substitute or appoint any Papist to be their Depute in any of the saids imployments: Certifying them, if they contraveen, they shall incur the pains following, viz. The party accepting or exercising the saidimployment, shall be fined in the sum of one thousand Merks, and the person who substitutes him therein, in the sum of two thousand Merks Scots money, the one half thereof to be applyed to Our use, and the other half to the former: And it is hereby Declared, that such persons who are or shall be suspected to be Papists, and shall be questioned thereupon, shall be holden and esteemed as Papists, unless within fourty dayes after they are questioned, they produce a sufficient Testimonial under the hand of the Bishop of the Diocess, of their conformity to the Religion presently established, by their frequenting of the Church and communicating in the Sacrament of the Lords Supper. And Ordains these presents to be printed, and published at the Mercat-crosses of Edinburgh, and at the several other Mercat-crosses of the head Burghs of the Shires of this Kingdom, that none pretend ignorance.

Al. Gibsone, Cl. Sti Concilii.

EDINBURGH,
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